

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JUDGE LYNCH

UNITED STATES OF AMERICA :

- v - :

WAIVER OF INDICTMENT

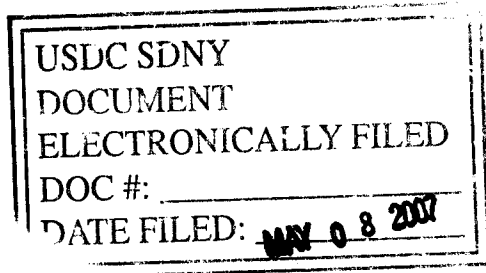
ERIC LESAK, :

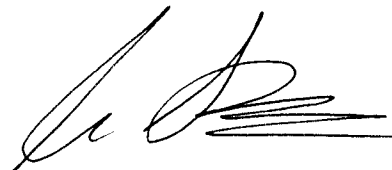
07 Cr.

Defendant. :

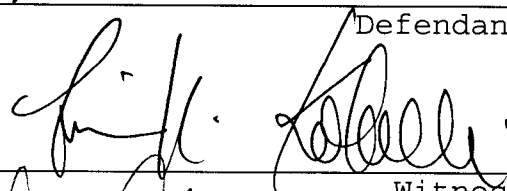
07 CRIM 396

ERIC LESAK, the defendant, who is accused of violating Title 15, United States Code, Sections 78j(b) and 78ff; Title 17, Code of Federal Regulations, Section 240.10b-5; and Title 18, United States Code, Sections 371 and 2, being advised of the nature of the charges and of his rights, hereby waives, in open Court, prosecution by indictment and consents that the proceeding may be by information instead of by indictment.

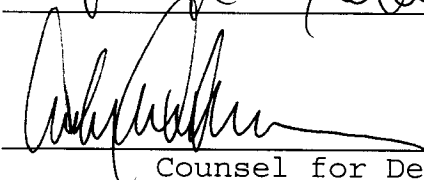




Defendant



Witness



Counsel for Defendant

Date: New York, New York
May 8, 2007